



STATE OF DELAWARE
DEPARTMENT OF JUSTICE

CARL C. DANBERG
Attorney General



NEW CASTLE COUNTY
Carvel State Building
820 N. French Street
Wilmington, DE 19801
Criminal Division (302) 577-8500
Fax: (302) 577-2496
Civil Division (302) 577-8400
Fax: (302) 577-6630
TTY: (302) 577-5783

KENT COUNTY
102 West Water Street
Dover, DE 19901
Criminal Division (302) 739-4211
Fax: (302) 739-6727
Civil Division (302) 739-7641
Fax: (302) 739-7652
TTY: (302) 739-1545

SUSSEX COUNTY
114 E. Market Street
Georgetown, DE 19947
(302) 856-5352
Fax: (302) 856-5369
TTY: (302) 856-2500

PLEASE REPLY TO:

June 20, 2006

VIA CM/ECF

The Honorable Kent A. Jordan
United States District Court
J. Caleb Boggs Federal Building
844 N. King Street
Room 6325
Lock Box 10
Wilmington, DE 19801

Re: Julian A. Miller v. Taylor, et al.;
C.A. No. 04-1367-KAJ

Dear Judge Jordan:

This letter is to inform this Honorable Court and counsel for the Plaintiff, that the State Defendants, Commissioner Stanley Taylor and Warden Thomas Carroll waive their rights to file a Reply Brief in relation to their currently pending Motion to Dismiss (D.I. # 22). Accordingly, briefing on the issues raised therein is now completed.

Additionally, the State Defendants do not oppose Plaintiff's Motion for Leave to Amend the Complaint (D.I. # 39), Motion for Default Judgment Against Dr. Alie (D.I. # 38), and Motion for Extension of Time to File an Affidavit of Merit (D.I. # 42). Similarly, the State Defendants waive their rights to file opposition to these motions.

The Hon. Kent A. Jordan

June 20, 2006

Page 2

Counsel for State Defendants stands ready to address any remaining matters at the call of this Honorable Court.

Respectfully Submitted,

/s/ Aaron R. Goldstein

Aaron R. Goldstein

Deputy Attorney General

CC: Sean P. Hayes, Esquire (via e-filing)